

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GLEN THOMAS STEWART,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

CASE NO. C17-0916-JCC

ORDER FOR SERVICE AND
ANSWER, § 2255 MOTION

This matter comes before the Court on Petitioner Glen Thomas Stewart's motion under 28 U.S.C. § 2255 to vacate, set aside, or correct his sentence (Dkt. No. 1). The Court, having reviewed Petitioner's motion, hereby ORDERS that:

(1) **If not previously accomplished, electronic posting of this order and petition shall effect service upon the United States Attorney of copies of the 2255 motion and of all documents in support thereof.**

(2) Within **forty-five days** after such service, the United States shall file and serve an Answer in accordance with Rule 5 of the Rules Governing Section 2255 Cases in United States District Courts. As part of such Answer, the United States should state its position as to whether an evidentiary hearing is necessary, whether there is any issue as to abuse or delay under Rule 9, and whether petitioner's motion is barred by the statute of limitations.

1 (3) **On the face of the Answer, the United States shall note the Answer for**
2 **consideration on the fourth Friday after it is filed, and the Clerk shall note the Answer**
3 **accordingly. Petitioner may file and serve a Reply to the Answer no later than that noting**
4 **date.**

5 (4) Filing and Service by Parties Generally

6 All attorneys admitted to practice before this Court are required to file documents
7 electronically via the Court's CM/ECF system. Counsel are directed to the Court's website,
8 www.wawd.uscourts.gov, for a detailed description of the requirements for filing via CM/ECF.
9 All non-attorneys, such as pro se parties and/or prisoners, may continue to file a paper original of
10 any document for the Court's consideration. A party filing a paper original does not need to file a
11 chambers copy. All filings, whether filed electronically or in traditional paper format, must
12 indicate in the upper right hand corner the name of the Judge to whom the document is directed.

13 **For any party filing electronically, when the total of all pages of a filing exceeds fifty**
14 **(50) pages in length, a paper copy of the document (with tabs or other organizing aids as**
15 **necessary) shall be delivered to the Clerk's Office for chambers. The chambers copy must**
16 **be clearly marked with the words "Courtesy Copy of Electronic Filing for Chambers."**

17 **Additionally, any document filed with the Court must be accompanied by proof that**
18 **it has been served upon all parties that have entered a notice of appearance in the**
19 **underlying matter.**

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1 DATED this 27th day of June, 2017.

2 William M. McCool
3 Clerk of Court

4 /s/Paula McNabb
5 Deputy Clerk